

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the matter of the failure of JTC Oil, Inc.)	Docket No.: 17-CONS-3680-CPEN
("Operator") to comply with K.A.R. 82-3-407)	
at the Day C #OW 10 W, Day J #OW 6 W,)	CONSERVATION DIVISION
Day J #OW 11 W, Cook #2W, Cook #39 W)	
and Cook #W-50 in Linn and Miami County,)	License No.: 32834
Kansas.)	

**MOTION TO CANCEL SETTLEMENT DEADLINE, PROCEDURAL SCHEDULE,
AND EVIDENTIARY HEARING**

Commission Staff (Staff) of the State Corporation Commission of the State of Kansas (Commission) files this Motion to cancel the settlement deadline, procedural schedule, and evidentiary hearing. In support of its Motion, Staff states as follows:

1. On June 15, 2017, the Commission issued a Penalty Order against Operator, who timely appealed. The matter has been set for a December 14, 2017, evidentiary hearing. Staff timely submitted direct pre-filed testimony on November 8, 2017, and Operator did so on Friday, November 17, 2017. Rebuttal testimony is due today, December 4, 2017, and this morning Staff filed an uncontested motion for a one-day extension to the rebuttal testimony deadline.


2. Staff and Operator have reached a tentative settlement in this matter, which has been committed to writing, and are in the process of resolving some minor technical matters. Pursuant to the prehearing officer's September 9, 2017, order setting the procedural schedule, the deadline to present a settlement agreement to the Commission is December 4, 2017.

3. Staff respectfully moves for the deadline to present a settlement, the procedural schedule, and the evidentiary hearing itself, to be cancelled, in full anticipation this matter will be resolved within the next few days by Staff filing a motion to approve a settlement agreement. If for any reason the matter is not promptly resolved, Staff will submit its pre-filed rebuttal

testimony and motion for the evidentiary hearing to be rescheduled. Staff has spoken with Operator's counsel, who is not opposed.

WHEREFORE, Staff requests this motion be granted.

Respectfully submitted,

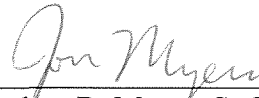


Jonathan R. Myers, #25975
Litigation Counsel, Kansas Corporation Commission
266 N. Main, Suite 220, Wichita, Kansas 67202
Phone: 316-337-6200; Fax: 316-337-6211

VERIFICATION

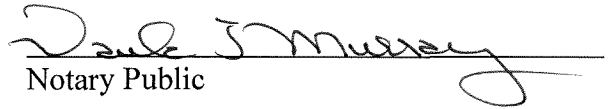
STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

Jonathan R. Myers, of lawful age, being duly sworn upon his oath deposes and states that he is Litigation Counsel for the State Corporation Commission of the State of Kansas; that he has read and is familiar with the foregoing *Motion*, and attests that the statements therein are true to the best of his knowledge, information and belief.

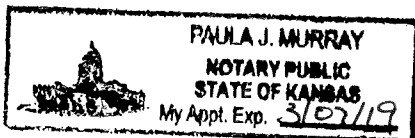


Jonathan R. Myers, S. Ct. #25975
Litigation Counsel
State Corporation Commission
of the State of Kansas

SUBSCRIBED AND SWORN to before me this 4 day of Dec, 2017.


Notary Public

My Appointment Expires: 3/07/19



CERTIFICATE OF SERVICE

I certify that on 12/4/17, I caused a complete and accurate copy of this Motion to be served electronically to the following:

Keith A. Brock
Anderson & Byrd, LLP
PO Box 17
Ottawa, KS 66067
kbrock@andersonbyrd.com
Attorneys for JTC Oil, Inc.

Larry Marchant, John Almond
KCC District #3

Jonathan R. Myers, Litigation Counsel
KCC Central Office

Michael J. Duenes, Assistant General Counsel
KCC Topeka Office

/s/ Paula J. Murray
Paula J. Murray
Legal Assistant
Kansas Corporation Commission